

**CALENDAR ITEM
C27**

A 6
S 3

10/01/02
WP 3540.9
T. Lipscomb

RECREATIONAL PIER LEASE

APPLICANT:

Liz Susan Graham
104 Harbor Drive
Novato, California 94945

AREA, LAND TYPE, AND LOCATION:

Tide and submerged lands in the Petaluma River, near the city of Novato, Marin County.

AUTHORIZED USE:

Continued use and maintenance of an existing floating boat dock, walkway, gangway, and boathouse.

LEASE TERM:

Ten years, beginning January 8, 2002.

CONSIDERATION:

No monetary consideration pursuant to Public Resources Code section 6503.5.

SPECIFIC LEASE PROVISIONS:

Liability insurance in the amount of no less than \$300,000.

OTHER PERTINENT INFORMATION:

1. On January 8, 1992, the Commission authorized a Recreational Pier Permit with Andrea G. Bonnette and Ruth A. Frear. Andrea G. Bonnette and Ruth A. Frear deeded the littoral land to Greg Graham and Liz Susan Graham. Greg Graham quitclaimed the littoral land to Liz Susan Graham on July 1, 1997. Liz Susan Graham (Applicant) qualifies for a Recreational Pier Lease because she is a natural person who has improved the littoral land with, and uses the upland for, a single-family dwelling.

CALENDAR ITEM NO. **C27** (CONT'D)

2. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (Title 14, California Code of Regulations, section 15061), the staff has determined that this activity is exempt from the requirements of the CEQA as a categorically exempt project. The project is exempt under Class 1, Existing Facilities; Title 2, California Code of Regulations, section 2905 (a)(2).

Authority: Public Resources Code section 21084 and Title 14, California Code of Regulations, section 15300 and Title 2, California Code of Regulations, section 2905.

3. This activity involves lands identified as possessing significant environmental values pursuant to Public Resources Code sections 6370, et seq. Based upon the staff's consultation with the persons nominating such lands and through the CEQA review process, it is the staff's opinion that the project, as proposed, is consistent with its use classification.

EXHIBITS:

- A. Site Plan
- B. Location Map

PERMIT STREAMLINING ACT DEADLINE:

N/A

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15061 AS A CATEGORICALLY EXEMPT PROJECT, CLASS 1, EXISTING FACILITIES; TITLE 2, CALIFORNIA CODE OF REGULATIONS, SECTION 2905 (a)(2).

SIGNIFICANT LANDS INVENTORY FINDING:

FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED BY THE COMMISSION FOR THE LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370, ET SEQ.

CALENDAR ITEM NO. **C27** (CONT'D)

AUTHORIZATION:

AUTHORIZE ISSUANCE TO LIZ SUSAN GRAHAM OF A TEN-YEAR RECREATIONAL PIER LEASE, BEGINNING JANUARY 8, 2002, FOR THE CONTINUED USE AND MAINTENANCE OF AN EXISTING BOAT DOCK, WALKWAY, GANGWAY, AND BOATHOUSE ON THE LAND SHOWN ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF; NO MONETARY CONSIDERATION PURSUANT TO PUBLIC RESOURCES CODE SECTION 6503.5; LIABILITY INSURANCE IN THE AMOUNT OF NO LESS THAN \$300,000.